HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 52 (M/S) of 2002

Smt. Sumitra Devi widow of Daulat Singh, H-74, Hatti Barkala, Survey of India, Dehradun Petitioner

Versus

1. Sub Divisional Magistrate, Haldwani, District Nainital
2. Tehsildar, Haldwani, District Nainital
3. Collector Nainital
4. Smt. Tara Devi w/o Late Daulat Singh, Village Panyali, Tehsil Haldwani, District Nainital

..... Respondents

Sri S.S. Adhikari, Advocate for the petitioner
Standing Counsel for the respondents.

Dated: 18.7.2006

Hon'ble Rajesh Tandon, J.

Heard Sri S.S. Adhikari, counsel for the petitioner and Standing Counsel for the respondents.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the Tehsildar Haldwani and S.D.M. Haldwani to mutate the name of the petitioner in the revenue records over the property belonging to her deceased husband.

According to the petitioner she informed the Tehsildar Haldwani on 10.2.2001 regarding the death of her husband and prayed that her name be mutated in place of her deceased husband Daulat Singh. Again on 6.12.2001 the petitioner filed an application before the S.D.M. Haldwani, District Nainital praying that the name of the petitioner may be mutated and

necessary directions may be issued to concerned authorities. The grievance of the petitioner is that mutation has not taken place as yet and the authorities concerned have failed to perform their duties.

In view of above, Tehsildar, Haldwani is directed to get the mutation proceedings completed in accordance with law if there is no impediment behind it, after hearing all the parties, within a period of two months after obtaining certified copy of this order.

Accordingly, writ petition is disposed of. No order as to costs.

Dated: 18.7.2006 **Rajesh Tandon, J.**

*Dhyani